

Bill read third time, and passed by the following vote:

Yeas—21.

Atlee.	Linn.
Burns.	Lloyd.
Dibrell.	Miller.
Goss.	Morriss.
Gough.	Odell.
Grinnan.	Ross.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Yantis.
Kerr.	Yett.
Lewis.	

Nays—1.

McGee.

Absent.

Patterson.	Stone.
Sebastian.	Turney.

Absent—Excused.

Davidson.	Potter.
Greer.	Wayland.

Senator Gough moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

Tabled.

"I vote 'no' on this bill for the following reason: The committee having charge of the bill reported the same back to the Senate yesterday; it was placed on the desks of the Senators in printed form this morning; I believe no Senator had time to read it before the rule was suspended and the bill engrossed. I did not. I asked for time to read the bill before it became engrossed.

"After the bill became engrossed I objected to a suspension of the constitutional rule so that I might have until tomorrow, and so that the bill might be carefully considered by me.

"Not feeling sure that it is entirely free from viciousness, I can not vote for the bill, feeling that if it is meritorious, my vote can't effect it, and if vicious, I have voted right.

"I think the constitutional rule should be suspended only in cases of imperative public necessity, and I can't see that there is such an emergency or imperative public necessity for the passage of this bill today, in preference to tomorrow, so as to cause the Senate to suspend and abrogate that rule.

"MCGEE."

BILL SIGNED.

The Chair gave notice of signing, and did sign, after its caption had been read,

Substitute House bill No. 54, A bill to be entitled "An Act to repeal Article 492, Chapter 2, of Title XIII, of the Penal

Code of the State of Texas, and to amend Article 491 of Chapter 2, Title XIII, of the Penal Code of the State of Texas, and declaring an emergency."

On motion of Senator Johnson, the Senate adjourned to 10 a. m., tomorrow.

THIRTY-THIRD DAY.

Senate Chamber,

Austin, Texas, Friday, Feb. 24, 1899.

Senate met pursuant to adjournment. President pro tem. Stafford in the chair.

Roll called. Quorum present, the following members answering to their names:

Atlee.	Lloyd.
Burns.	McGee.
Dibrell.	Miller.
Goss.	Morriss.
Gough.	Odell.
Grinnan.	Ross.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Yantis.
Lewis.	Yett.
Linn.	

Absent.

Kerr.	Sebastian.
Neal.	Stone.
Patterson.	Turney.

Absent—Excused.

Davidson.	Potter.
Greer.	Wayland.

Prayer by the Chaplain, Rev. Dr. Denison.

Pending the reading of the Journal of yesterday,

Senator James moved that the same be dispensed with.

Lost.

Pending further reading, on motion of Senator Yantis, the same was dispensed with.

EXCUSED.

On motion of Senator Atlee, Senators Stone and Neal were excused for non-attendance upon Wednesday last and the remainder of this week on account of important committee duty.

On motion of Senator Odell, Senator Sebastian was excused for today on account of sickness.

On motion of Senator Grinnan, Senator Patterson was excused for non-attendance on yesterday and for today on account of sickness.

On motion of Senator Ross, Senator Turney was excused for non-attendance during this week on account of important business.

On motion of Senator Dibrell, Senator Kerr was excused for non-attendance on yesterday and today on account of sickness.

PETITIONS AND MEMORIALS.

By Senator Yett:

Petition of citizens of Rockwall county, praying for the passage of the Yett cocaine-opium bill.

Read, and referred to Committee on Public Health.

COMMITTEE REPORTS.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Public Health, to whom was referred

Senate bill No. 158, being a bill to be entitled "An Act to repeal Title LXXXII, of the Revised Statutes of the State of Texas, and to pass in lieu thereof this act, to license physicians and surgeons, to regulate the practice of medicine and surgery, and punish persons violating the provisions thereof in the State of Texas,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

YETT, Chairman.

Committee Room,
Austin, Texas, Feb. 24, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on State Asylums, to whom was referred

Senate bill No. 192, being a bill to be entitled "An Act to provide and equip certain eleemosynary institutions of the State with an efficient and permanent system of fire escapes, authorizing the purchase of such fire escapes by the board of managers of the institutions herein named, with the approval of the Governor of the State, and making an appropriation therefor,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

MORRISS, Chairman.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Internal Improvements, to whom was referred

Senate bill No. 193, being a bill to be entitled "An Act to authorize the St.

Louis Southwestern Railway Company of Texas to purchase, own and operate a railroad extending from a point in or near the town of Tyler in Smith county, to a point in or near the town of Lufkin in Angelina county, with its franchises and appurtenances, known as the Tyler Southeastern Railway; and to authorize the Tyler Southeastern Company and the owners thereof, to sell the same; and to authorize a corresponding increase in the authorized aggregate of the bonds and stock of the St. Louis Southwestern Railway Company of Texas, and to regulate reports of such properties and the operations thereof,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ODELL, Acting Chairman.

Committee Room,
Austin, Texas, Feb. 22, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 153, being a bill to be entitled "An Act to amend Section 22, of 'An Act to fix certain civil fees to be charged by certain county and precinct officers, and to fix and limit the compensation of clerks of the district courts, district attorneys, county attorneys, sheriffs and constables in felony cases, to be paid by the State; and to fix the compensation of assessors and collectors of taxes and to limit and regulate the compensation of the sheriff, clerk of the county court, county judge, district and county attorneys, clerk of the district court, assessor and collector of taxes, justices of the peace and constables, and to prescribe penalties for violation of this act, and to repeal all laws in conflict herewith,' approved June 16, 1897, so as to fix and limit the compensation of the clerks of the district courts for certain services,"

And find the same correctly engrossed.
JAMES, Chairman.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 52, being a bill to be entitled "An Act to repeal Article 3898, of Chapter 7, Revised Statutes, which

transfers one per cent. of the permanent school fund to the available fund,"

And find the same correctly engrossed.
JAMES, Chairman.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 93, being a bill to be entitled "An Act fixing the venue in suits upon written contracts, where the amount in controversy is less than five hundred dollars,"

And find the same correctly engrossed.
JAMES, Chairman.

Committee Room,
Austin, Texas, Feb. 24, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 154, being a bill to be entitled "An Act to authorize the Missouri, Kansas & Texas Railway Company of Texas, to acquire by purchase or lease, the railroad of the Sherman, Shreveport & Southern Railway Company,"

And find the same correctly engrossed.
JAMES, Chairman.

Committee Room,
Austin, Texas, Feb. 13, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 81, being a bill to be entitled "An Act for the promotion of medical science by the distribution and use of unclaimed human bodies, for scientific purposes, through a board created for that purpose, and to prevent unauthorized uses and traffic in human bodies, and to legalize dissections by authorized persons,"

And find the same correctly engrossed.
JAMES, Chairman.

Committee Room,
Austin, Texas, Feb. 24, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Substitute House bill No. 265, being a bill to be entitled "An Act to amend Title LII, Chapter 5, of the Revised Civil

20—Senate

Statutes of the State of Texas, adopted in 1895, by adding thereto Article 2904a, providing for the appointment by the Attorney-General of this State of a First Office Assistant Attorney-General, a Second Office Assistant Attorney-General, and a Third Office Assistant Attorney-General, and prescribing the duties and fixing the salaries of the same, and requiring said officers to execute a bond; and to amend Article 2905, of Title LII, Chapter 5, of the Revised Civil Statutes of the State of Texas, adopted in 1895, and to declare an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that the accompanying committee substitute bill in lieu thereof *do* pass.

ATLEE, Chairman.

Substitute for Substitute House bill No. 265, by Committee.

A bill to be entitled "An Act to amend Article 2905, Chapter 5, Revised Civil Statutes of 1895, of the State of Texas, authorizing the Attorney-General to employ assistants in his office."

Be it enacted by the Legislature of the State of Texas:

Section 1. That Article 2905, Chapter 5, Revised Civil Statutes of the State of Texas, be so amended as to hereafter read as follows:

Article 2905. The Attorney-General may employ, subject to legislative appropriation, such office assistants as may be actually necessary for the discharge of the duties of his office. In case of the absence or inability to act of the Attorney-General, the assistant Attorney-General now provided by law shall discharge the duties devolved by law upon the said officer. And he shall also assist the Attorney-General in representing the interests of the State in all suits, pleas and proceedings in the Supreme Court and Courts of Appeals. Provided, that in case of inability or absence from such office of the Attorney-General and such assistant Attorney-General, then the Attorney-General may designate any of the persons so employed by him under the provisions of this act, to perform all the duties of such Attorney-General, and in his name to sign all necessary papers, and institute or defend all proceedings.

Sec. 2. The fact that there is no law authorizing the Attorney-General to employ assistance in his office and provide for the mode of attending to the business of said office in case of absence of Attorney-General and assistant Attorney-General, creates an emergency and imperative public necessity for the suspension

of the constitutional rule requiring bills to be read on three several days, and the same is so suspended and this act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 180, being a bill to be entitled "An Act to create a more efficient road system for Wharton county and Lavaca county, in the State of Texas, and making county commissioners of said counties ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, defining their powers and duties as such, and providing for the appointment of such road overseers and defining their duties, and for the working of county convicts on the public roads of such counties, and providing for the payment of officers' fees and rewards and penalties for said convicts, and to provide for the summoning of teams for road work and for an allowance of time of road service for the same, and fixing penalties for the violation of this act,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ATLEE, Chairman.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 177, being a bill to be entitled "An Act to amend Article 3550, of the Revised Civil Statutes of the State of Texas, relating to the suspension from office of officers against whom a petition for removal is filed,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ATLEE, Chairman.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 190, being a bill to be entitled "An Act granting permission to M. T. and M. C. Chapman, or their as-

signs, to bring suit against the State of Texas, in the District Court of Dallas county, to ascertain the amount, if any, the State is indebted to said M. T. and M. C. Chapman, or their assigns, on account of the sinking of an artesian well for the State of Texas at the North Texas Insane Asylum,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ATLEE, Chairman.

MAJORITY REPORT.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 107, being a bill to be entitled "An Act to amend Sections 1, 2, 3, 4, 5, 6 and 7, of Chapter 152, of the General Laws passed by the Twenty-fifth Legislature, entitled 'An Act to protect accountants, bookkeepers, artisans, craftsmen, factory operatives, mill operatives, servants, mechanics, quarrymen, common laborers and farm hands, to provide a lien and prescribe the time of payments, the rights of the assignees, and repeal all laws in conflict with the same,'"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ATLEE, Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: We, the undersigned member of your Judiciary Committee No. 1, to whom was referred

Senate bill No. 107, being a bill to be entitled "An Act to amend Sections 1, 2, 3, 4, 5, 6 and 7, of Chapter 152, of the General Laws passed by the Twenty-fifth Legislature, entitled 'An Act to protect accountants, bookkeepers, craftsmen, factory operatives, mill operatives, servants, mechanics, quarrymen, common laborers and farm hands, to provide a lien and prescribe the time of payments, the rights of the assignees, and to repeal all laws in conflict with the same,'"

Being unable to agree with the majority of the committee upon the consideration of the bill, beg leave to recommend that the bill *do pass*.

ODELL.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 184, being a bill to be entitled "An Act to amend Article 4640, Chapter 3, Title XCVI, of the Revised Civil Statutes of Texas, in regard to the filing and recording of certain conveyances, and other instruments of writing,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ATLEE, Chairman.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 185, being a bill to be entitled "An Act to amend Title XXXIX, Article 2068, of the Revised Civil Statutes of the State of Texas, and to add thereto, after Article 2121, Article 2121a, in regard to the estates of decedents,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ATLEE, Chairman.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 138, being a bill to be entitled "An Act to amend Article 1020, Title XXVII, Chapter 16, of the Revised Civil Statutes of the State of Texas, adopted in 1895, relating to the manner of giving notice of motions by the court of civil appeals, and to repeal all laws and rules in conflict herewith,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ATLEE, Chairman.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 191, being a bill to be entitled "An Act to prohibit minors from

engaging in the game of ten pins or other games played or carried on with pins and balls at any ten pin alley, or other place where such game or games may be carried on for profit, and to prevent such persons from remaining in or about the premises where such game or games are carried on for profit, and fixing a penalty for the violation of the provisions of this act,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it be referred to Judiciary Committee No. 2.

Committee Room,
Austin, Texas, Feb. 23, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Insurance, Statistics and History, to whom was referred

Senate bill No. 171, being a bill to be entitled "An Act to amend Articles 3094 and 3095, Chapter 3, of Title LVIII, of the Revised Civil Statutes of the State of Texas, making any person or persons, company, copartnership, or corporation, who shall make or cause to be made, write or cause to be written, either for himself or for any other, any contract or policy of insurance in any insurance company, not authorized to do business in this State, liable to the State for the same taxes and penalties, general and special, State, county and municipal, as insurance companies that have been legally qualified and admitted to do business in this State by agents or otherwise, and prescribing method of collecting such tax and fixing penalty for non-compliance with terms and conditions of this act,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

McGEE, Chairman.

(The following Committee report was by oversight omitted from the Journal of the 22nd inst., and is here inserted.)

Committee Room,
Austin, Texas, Feb. 21, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 46, being a bill to be entitled "An Act to amend Title V, Chapter 1, Article 127, of the Penal Code of the State of Texas, adopted at the Regular Session of the Twenty-fourth Legislature, relating to bribery."

Have had the same under considera-

tion, and I am instructed to report the same back to the House with the recommendation that the attached committee substitute *do pass*.

TERRELL, Chairman.

ORIGINAL SENATE BILL NO. 46.

A bill to be entitled "An Act to amend Title V, Chapter 1, Article 127, of the Penal Code of the State of Texas, adopted at the Regular Session of the Twenty-fourth Legislature, relating to bribery."

Be it enacted by the Legislature of the State of Texas:

Article 1. That Article 127, Chapter 1, Title V, of the Penal Code of the State of Texas, be amended so as to add the words "School Trustees" after the words "county commissioners," in said Article 127, Title V, of the said Penal Code of Texas.

Article 2. The fact that this law is being grossly violated in many places in Texas, creates an emergency and a public necessity requiring that the rule that bills be read on three several days in each house be suspended, and the same is hereby suspended, and that this act take effect and be in force from and after its passage, and it is so enacted.

COMMITTEE REPORT.

Committee Room,
Austin, Texas, Feb. 21, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 46, being a bill to be entitled "An Act to amend Title V, Chapter 1, Article 127, of the Penal Code of the State of Texas, adopted at the Regular Session of the Twenty-fourth Legislature, relating to bribery,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that the attached committee substitute *do pass*.

TERRELL, Chairman.

COMMITTEE SUBSTITUTE SENATE BILL NO. 46.

S. S. B. No. 46.] [By Committee.

[In the Senate.—February 22, 1899, the above substitute reported in lieu of Senate bill No. 46.]

A bill to be entitled "An Act to amend Article 127, Chapter 1, Title V, of the Penal Code of the State of Texas, adopted at the Regular Session of the Twenty-fourth Legislature, relating to bribery."

Be it enacted by the Legislature of the State of Texas:

Section 1. That Article 127, Chapter 1, Title V, of the Penal Code of the State of Texas, be amended so as to hereafter read as follows:

Article 127 (122). Under the name of executive, legislative and judicial officers are included the Governor, Lieutenant-Governor, Comptroller, Secretary of State, State Treasurer, Commissioner of the General Land Office, Commissioner of Agriculture, Insurance, Statistics and History, Superintendent of Public Instruction, members of the Legislature, aldermen of all incorporated cities and towns in this State, judges of the supreme, district and county courts and of the Court of Appeals, Attorney-General, district and county attorneys, justices of the peace, mayors and judges of such city courts as may be organized by law, county commissioners, school trustees, and all other city, county and State officials.

Sec. 2. The fact that this law is being grossly violated in many places in Texas, creates an emergency and a public necessity requiring the suspension of the constitutional rule which requires bills to be read on three several days in each house, and the same is hereby suspended, and that this act take effect and be in force from and after its passage, and it is so enacted.

COMMITTEE REPORT.

Committee Room,
Austin, Texas, Feb. 21, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 46, being a bill to be entitled "An Act to amend Title V, Chapter 1, Article 127, of the Penal Code of the State of Texas, adopted at the Regular Session of the Twenty-fourth Legislature, relating to bribery,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that the attached committee substitute *do pass*.

TERRELL, Chairman.

BILLS AND RESOLUTIONS.

By Senator Grinnan:

Senate bill No. 196, A bill to be entitled "An Act to amend subdivision 29, of Article 22, Title IV, of the Revised Civil Statutes of the State of Texas, so as to change the times of holding the several districts courts in the Twenty-ninth Ju-

dicial District, except Coryell county, and to extend the time of holding court in the county of Erath."

Read first time, and referred to Committee on Judicial Districts.

By Senator Johnson:

Senate bill No. 197, A bill to be entitled "An Act to appropriate \$15,000 (fifteen thousand dollars) to build and maintain an orphan's home for colored children at Corsicana, Texas, and for the purchase of one hundred acres of land, to provide for a board of managers, superintendent and matron for said home, and to define their duties."

Read first time, and referred to Committee on Finance.

Call concluded.

HOUSE MESSAGE.

The following message from the House was received:

Hall of the House of Representatives,
Austin, Texas, Feb. 24, 1899.

Hon. Jas. N. Browning, President of the Senate.

I am directed by the House to inform the Senate of the passage of the following bill:

Substitute House bill No. 43, "An Act making appropriations for deficiencies in the appropriation heretofore made for the payment of expenses in support of the State government from March 1, 1897, to February 28, 1899, and for previous years, being claims registered in the Comptroller's office in accordance with the law, and for outstanding claims not registered, and for further deficiencies."

Also that the House has concurred in Senate amendments to House bill No. 190.

Respectfully,

LEE J. ROUNTREE,

Chief Clerk House of Representatives.

IN SENATE.

The above reported Substitute House bill No. 43 was read first time, and referred to Committee on Finance.

HOUSE MESSAGE.

The following message from the House was received:

Hall of the House of Representatives,
Austin, Texas, Feb. 24, 1899.

Hon. Jas. N. Browning, President of the Senate.

I am directed by the House to inform the Senate of the passage of the following bill:

Senate bill No. 18, "An Act for the re-

lief of railways chartered since 1887, and which have failed to construct their lines as required by law."

Respectfully,

LEE J. ROUNTREE,

Chief Clerk House of Representatives.

RÉGULAR ORDER.

The Chair laid before the Senate, on second reading,

House bill No. 157, A bill to be entitled "An Act to repeal Articles 3898, 3899, 3900 and 3901, Title LXXXVI, Chapter 7, of the Revised Civil Statutes of 1895 of the State of Texas, transferring and setting apart annually one per cent. of the full value of the permanent school fund to the credit of the available school fund, and to declare an emergency, and provide that this act take immediate effect."

Bill read second time (in full at request of Senator Goss), and passed to a third reading.

On motion of Senator Atlee, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—20.

Atlee.	Lloyd.
Burns.	McGee.
Dibrell.	Miller.
Gough.	Morriss.
Grinnan.	Odell.
Hanger.	Ross.
James.	Stafford.
Johnson.	Terrell.
Lewis.	Yantis.
Linn.	Yett.

Nays—1.

Goss.

Absent—Excused.

Davidson.	Potter.
Greer.	Sebastian.
Kerr.	Stone.
Neal.	Turney.
Patterson.	Wayland.

Bill read third time, and passed by the following vote:

Yeas—21.

Atlee.	Lloyd.
Burns.	McGee.
Dibrell.	Miller.
Goss.	Morriss.
Gough.	Odell.
Grinnan.	Ross.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Yantis.
Lewis.	Yett.
Linn.	

Absent—Excused.

Davidson.	Potter.
Greer.	Sebastian.
Kerr.	Stone.
Neal.	Turney.
Patterson.	Wayland.

Senator Dibrell moved to reconsider the vote by which Senate bill No. 153 (fee bill—see Senate Journal, pages 271 and 272) was passed. (Senator Dibrell stated that his motion was not in opposition to the bill, but for the purpose of perfecting it.)

Reconsidered.

Senator Dibrell then moved to reconsider the vote by which the bill was ordered engrossed.

Reconsidered.

Senator Dibrell moved to reconsider the vote by which his amendment to the bill (see Senate Journal, page 272) was adopted, to wit:

“By Senator Dibrell:

“Amend. in lines 2 and 3, page 3, by striking out, in line 2, ‘\$2.00,’ and insert in lieu thereof ‘\$5.00,’ and in line 3 by striking out ‘\$2.50’ and insert in lieu thereof ‘\$5.00.’”

Reconsidered.

Senator Dibrell then withdrew his amendment, and the bill was ordered engrossed.

On motion of Senator Dibrell, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—21.

Atlee.	Lloyd.
Burns.	McGee.
Dibrell.	Miller.
Goss.	Morriss.
Gough.	Odell.
Grinnan.	Ross.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Yantis.
Lewis.	Yett.
Linn.	

Absent—Excused.

Davidson.	Potter.
Greer.	Sebastian.
Kerr.	Stone.
Patterson.	Turney.
Neal.	Wayland.

Bill read third time, and passed by the following vote:

Yeas—20.

Atlee.	Gough.
Burns.	Grinnan.
Dibrell.	Hanger.
Goss.	James.

Johnson.	Morriss.
Lewis.	Odell.
Linn.	Ross.
Lloyd.	Stafford.
McGee.	Terrell.
Miller.	Yett.

Nays—1.

Yantis.

Absent—Excused.

Davidson.	Potter.
Greer.	Sebastian.
Kerr.	Stone.
Neal.	Turney.
Patterson.	Wayland.

Senator Terrell moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

Tabled.

On motion of Senator Yett, the regular order of business was suspended to take up, on second reading,

Senate bill No. 141, A bill to be entitled “An Act to authorize the Houston & Texas Central Railroad Company to purchase, own and operate the railroad of the Central Texas & Northwestern Railway Company, with its franchises and appurtenances, the railroad of the Fort Worth & New Orleans Railway Company, with its franchises and appurtenances, the Lancaster Tap Railroad, with its franchises and appurtenances, the railroad of the Austin & Northwestern Railroad Company, with its franchises and appurtenances, and the railroad of the Granite Mountain and Marble Falls City Railroad Company, with its franchises and appurtenances, or either or any of such railroads, with its or their franchises and appurtenances, and to authorize the owners of each of said railroads, and its franchises and appurtenances to sell the same, and to authorize said Houston & Texas Central Railroad Company to issue additional bonds to the amount of the value of the railways, franchises and appurtenances so purchased as fixed, or as the same may be fixed, by the Railroad Commission of Texas, and to regulate the reports of such properties and the operations thereof.”

Bill read second time (in full at request of Senator Goss).

By Senator Odell:

“Amend by adding to the end of Section 4, the following:

“Provided, that upon purchase of the railroad of the Ft. Worth & New Orleans Railway Company, with its franchises and appurtenances, by the Houston & Texas Central Railroad Company as authorized by this act, the right of way for that portion of the existing track of the

Ft. Worth & New Orleans Railway Company extending from the point of connection with the track of the Central Texas & Northwestern Railway Company, near the western limits of the city of Waxahachie, to the southeastern boundary line of Kaufman street in said city of Waxahachie, and the depot grounds adjacent to said track, which right of way and depot grounds were donated and heretofore conveyed to said Ft. Worth & New Orleans Railway Company or occupied by it without the consent of the owner thereof, shall without any further act upon the part of either of the companies named in this act, revert to and be vested in the persons donating, or paying for and donating, the same to said Ft. Worth & New Orleans Railway Company, or to the persons from whom the same was appropriated without the consent of such owner, in fee simple, according to their respective interests therein as the same may be equitably determined among them, and said railway company shall have no further interest therein, and the depot building upon said grounds, together with the rails and ties in said track, may be removed by said railway company, or its assigns, and said track shall be abandoned and discontinued."

Adopted.

Bill as amended ordered engrossed.

On motion of Senator Yett, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—21.

Atlee.	Lloyd.
Burns.	McGee.
Dibrell.	Miller.
Goss.	Morriss.
Gough.	Odell.
Grinnan.	Ross.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Yantis.
Lewis.	Yett.
Linn.	

Absent—Excused.

Davidson.	Potter.
Greer.	Sebastian.
Kerr.	Stone.
Neal.	Turney.
Patterson.	Wayland.

Bill read third time, and passed by the following vote:

Yeas—21.

Atlee.	Grinnan.
Burns.	Hanger.
Dibrell.	James.
Goss.	Johnson.
Gough.	Lewis.

Linn.	Ross.
Lloyd.	Stafford.
McGee.	Terrell.
Miller.	Yantis.
Morriss.	Yett.
Odell.	

Absent—Excused.

Davidson.	Potter.
Greer.	Sebastian.
Kerr.	Stone.
Neal.	Turney.
Patterson.	Wayland.

Senator Miller moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

Tabled.

On motion of Senator Morriss the regular order of business was suspended to take up, on second reading,

Senate bill No. 166, A bill to be entitled "An Act to amend Article 713, of Chapter 11, Title XXI, of the Revised Civil Statutes of the State of Texas, and to add Article 713a to said Chapter 11, Title XXI, of said Revised Civil Statutes of the State of Texas, relating to the purposes for which private corporations may be created."

Bill read second time.

By Senator Morriss:

"Amend by adding:

"Sec. 2. The fact that the law now on the statute books permitting the incorporation of grand lodges, such as are mentioned in this act is vague and uncertain, creates an emergency and imperative public necessity requiring that bills be read on three several days in each house be suspended, and that this bill be permitted to be in force immediately after its passage, and such rule is so suspended, and it is so enacted."

Adopted.

Bill as amended ordered engrossed.

On motion of Senator Morriss, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—21.

Atlee.	Lloyd.
Burns.	McGee.
Dibrell.	Miller.
Goss.	Morriss.
Gough.	Odell.
Grinnan.	Ross.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Yantis.
Lewis.	Yett.
Linn.	

Absent—Excused.

Davidson.	Kerr.
Greer.	Neal.

Patterson.	Stone.
Potter.	Turney.
Sebastian.	Wayland.

Bill read third time, and passed by the following vote:

Yeas—21.

Atlee.	Lloyd.
Burns.	McGee.
Dibrell.	Miller.
Goss.	Morriss.
Gough.	Odell.
Grinnan.	Ross.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Yantis.
Lewis.	Yett.
Linn.	

Absent—Excused.

Davidson.	Potter.
Greer.	Sebastian.
Kerr.	Stone.
Neal.	Turney.
Patterson.	Wayland.

Senator Morriss moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

Tabled.

On motion of Senator Goss the regular order of business was suspended to take up, on third reading,

Senate bill No. 93, A bill to be entitled "An Act fixing the venue in suits upon written contracts where the amount in controversy is less than five hundred dollars."

The bill was read third time, and passed.

Senator Goss moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

The motion prevailed by the following vote:

Yeas—14.

Atlee.	Linn.
Burns.	Lloyd.
Goss.	Morriss.
Gough.	Stafford.
Grinnan.	Terrell.
James.	Yantis.
Johnson.	Yett.

Nays—7.

Dibrell.	Miller.
Hanger.	Odell.
Lewis.	Ross.
McGee.	

Absent—Excused.

Davidson.	Potter.
Greer.	Sebastian.
Kerr.	Stone.
Neal.	Turney.
Patterson.	Wayland.

On motion of Senator Yantis the reg-

ular order of business was suspended to take up, on second reading,

Senate bill No. 59, A bill to be entitled "An Act permitting any insurance company organized and doing business on the mutual plan, under the laws of any State of the United States, insuring against loss or damage resulting from burglary, robbery or any attempt thereat, and also insuring against the loss of money and securities in transportation, when shipped by registered mail, to do business in the State of Texas."

Bill read second time, and ordered engrossed.

On motion of Senator Grinnan the regular order of business was suspended to take up, on second reading,

Senate bill No. 126, A bill to be entitled "An Act to amend Sections 2, 10 and 13, of Chapter 103, of the General Laws of the State of Texas, passed at the Regular Session of the Twenty-fifth Legislature, providing for the collection of taxes heretofore and that may hereafter be levied, making such taxes a lien upon the lands taxed, establishing and continuing such liens, providing for sale and conveyance of lands delinquent for taxes since January 1st, 1885, which may have been returned delinquent or reported sold to the State, or to any county, city or town, for the tax due thereon and not redeemed, or which may hereafter be returned delinquent, or reported sold to the State, or to any county, city or town to satisfy the lien thereon, as enacted by the Regular Session of the Twenty-fourth Legislature, being Chapter 5a, of Title CIV, of the Revised Civil Statutes of 1895, relating to delinquent taxes, and to repeal all laws in conflict with this act."

Bill read second time, and ordered engrossed.

BILLS SIGNED.

The Chair gave notice of signing, and did sign, after their captions had been read,

House bill No. 190, "An Act authorizing and directing the President and Board of Trustees of the Agricultural and Mechanical College of Texas to employ an expert entomologist, whose duty it shall be to devise means, if possible, of destroying the 'Mexican boll weevil,' and other insect pests, and to perform the duties of Professor of Entomology in the Agricultural and Mechanical College of Texas, and appropriating five thousand dollars for the purpose of carrying this act into effect."

Substitute House bill No. 125, "An Act to authorize private corporations created, or that may be created, under the General Laws of Texas, to extend or re-

new their corporate existence where the same has expired or may be about to expire by lapse of time, and prescribing the conditions and mode of such extension or renewal."

House bill No. 123, "An Act to authorize the Southern Kansas Railway Company of Texas to purchase the Panhandle Railway, and to operate the same under the charter of The Southern Kansas Railway Company of Texas, as a part of its own line, with the right to extend the same, and to construct branches therefrom, by amendment of its charter, under the General Laws of the State of Texas."

REGULAR ORDER.

The Chair laid before the Senate.

Senate bill No. 46, A bill to be entitled "An Act to amend Title V, Chapter 1, Article 127, of the Penal Code of the State of Texas, adopted at the Regular Session of the Twenty-fourth Legislature, relating to bribery."

Bill read second time, with committee substitute.

Senator Morriss moved to adopt the committee substitute.

Carried.

Bill as substituted ordered engrossed.

The Chair laid before the Senate, on second reading,

Senate bill No. 56, A bill to be entitled "An Act authorizing and directing the President and Board of Directors of the Agricultural and Mechanical College of Texas, to employ an expert entomologist, whose duty it shall be to devise means, if possible, of destroying the 'Mexican boll weevil,' and other insect pests, and to perform the duties of Professor of Entomology in the Agricultural and Mechanical College of Texas, and appropriating five thousand dollars for the purpose of carrying this act into effect."

Bill read second time, and on motion of Senator Hanger, was postponed indefinitely. (For the reason a House bill on the same subject had already been passed.)

The Chair laid before the Senate, on second reading,

Senate bill No. 57, A bill to be entitled "An Act to amend Article 200, Chapter 2, Title VII, of the Penal Code of the State of Texas, adopted at the Regular Session of the Twenty-fourth Legislature, 1895, excepting certain persons from the operation of Article 199."

Bill read second time (in full at request of Senator Dibrell).

Senator McGee moved to postpone further consideration, and that the bill be made special order for Tuesday next after call.

So ordered.

The Chair laid before the Senate, on second reading,

Senate bill No. 60, A bill to be entitled "An Act to amend Article 1188, of Chapter 2, Title XXX, of the Revised Civil Statutes of the State of Texas (1895), relating to amendment of pleadings."

Bill read second time, (in full at request of Senator Goss) and ordered engrossed.

The Chair laid before the Senate, on second reading,

Senate bill No. 71, A bill to be entitled "An Act to amend Article 1011, of the Revised Statutes of Texas, relating to compensation for clerks of the several Courts of Civil Appeals; fixing their fees and charges; providing for reports, and fixing penalties for failure to make same."

Pending action, on motion of Senator Terrell, the Senate took a recess until 3 p. m. today.

AFTER RECESS.

PENDING BUSINESS.

The Chair laid before the Senate, on second reading,

Senate bill No. 71, A bill to be entitled "An Act to amend Article 1011, of the Revised Statutes of Texas, relating to compensation for clerks of the several Courts of Civil Appeals; fixing their fees and charges; providing for reports and fixing penalties for failure to make same."

Bill read second time; with committee substitute.

Pending action on the adoption of the committee substitute,

BILL SIGNED.

The Chair gave notice of signing, and did sign, after its caption had been read,

Senate bill No. 18, "An Act for the relief of railway corporations and belt and suburban railway companies, having charters granted or amended since the first day of January, 1887, and which have failed, or about to fail, to construct their roads and branches, or any part thereof, within the time required by law."

BILL NO. 198.

By unanimous consent, Senator Dibrell introduced the following bill.

By Senator Dibrell:

Senate bill No. 198, A bill to be entitled "An Act to authorize the Railroad Commission of Texas to charge fees for all copies of papers in its office, except such as may be furnished to some department of the State government, and to prescribe the amount of such fees."

Read first time, and referred to Committee on Finance.

On motion of Senator Atlee the Senate adjourned until 10 a. m. Monday.

THIRTY-FOURTH DAY.

Senate Chamber,

Austin, Texas, Monday, Feb. 27, 1899.

Senate met pursuant to adjournment.
(President Pro Tem Stafford in the chair.)

Roll called. Quorum present, the following members answering to their names:

Atlee.	McGee.
Burns.	Neal.
Davidson.	Odell.
Goss.	Patterson.
Gough.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Stone.
Johnson.	Terrell.
Kerr.	Turney.
Lewis.	Wayland.
Lloyd.	Yantis.
Miller.	Yett.

Absent.

Dibrell.	Morriss.
Linn.	.

Prayer by the Chaplain, Rev. Dr. Denison.

Pending the reading of the Journal of Friday last,

On motion of Senator Greer, the same was dispensed with.

EXCUSED.

On motion of Senator Yantis, Senator Morriss was excused indefinitely, on account of sickness.

PETITIONS AND MEMORIALS.

By Senator Wayland:

Petition of citizens of Robertson county protesting against the passage of any act interfering with labor in coal mines.

Read, and referred to Committee on Mining and Irrigation.

By Mr. Miller:

Petition of the members of the "Free Methodist Church," asking for the passage of the Yett cocaine-opium bill.

Read, and referred to Committee on Public Health.

By Senator McGee:

Petition from citizens of Harrison county, praying the Senate to support

the resolution of Hon. N. G. Kittrell, relating to saloons and gambling.

Read, and referred to Judiciary Committee No. 2.

By Senator Sebastian:

Protest of citizens of Fisher county, against the passage of the pending prairie dog bill or any other similar measure.

Read, and referred to Committee on Stock and Stock-raising.

COMMITTEE REPORT.

Committee Room,

Austin, Texas, Feb. 27, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Judicial Districts, to whom was referred

Senate bill No. 196, being a bill to be entitled "An Act to amend subdivision 29, of Article 22, Title IV, of the Revised Civil Statutes of the State of Texas, so as to change the time of holding the several district courts in the Twenty-ninth Judicial District, except Coryell county, and to extend the time of holding court in the county of Erath,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

DAVIDSON, Chairman.

BILLS AND RESOLUTIONS.

By Senator Stone:

Senate bill No. 199, A bill to be entitled "An Act to confer authority on the Penitentiary Board to issue paroles to meritorious convicts, and to make and establish rules and regulations to carry the same into effect."

Read first time, and referred to Committee on Penitentiaries.

By Senator Atlee:

Senate bill No. 200, A bill to be entitled "An Act to amend Article 652, of Title XXI, Chapter 3, of the Revised Civil Statutes of Texas, relating to the powers and duties of private corporations, by adding thereto Article 652b, giving power to increase the capital stock of a corporation by amendment of charter."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Yett:

Senate bill No. 201, A bill to be entitled "An Act to refund to the various counties of this State the State's pro rata for compiling the delinquent tax record."

Read first time, and referred to Committee on Finance.

By Senator Davidson:

Senate bill No. 202, A bill to be entitled